



Michael D. Lichtenstein

Partner

New York
New Jersey
T: +1 973.597.2408 | F: +1 973.597.2409
mlichtenstein@lowenstein.com

Michael brings 25 years of experience to his insurance recovery, environmental, and commercial litigation practice. Recognized as "very intelligent, a very strategic thinker, and an excellent negotiator" (*Chambers USA*), Michael consistently achieves outstanding results without the rancor often associated with "big case" litigation.

In the insurance space, Michael and his team have recovered over \$1 billion for insurance policyholders and have never represented an insurance carrier in a coverage matter. In the environmental arena, Michael focuses on the defense of cost recovery and toxic tort claims, and he has obtained complete defense verdicts against both government and private parties.

Michael has tried numerous insurance, environmental, and commercial litigation cases in state and federal courts around the country and is comfortable in any trial setting.

EXPERIENCE

- > Currently representing a company in defense of a CERCLA cost recovery claim in excess of \$100 million. A decision post-trial is pending.
- > Currently representing a company in an insurance recovery litigation related to an airplane crash in Oregon.
- > Currently representing a company in defense of a class action toxic tort litigation in Dayton, Ohio. A class action determination is pending.
- > Successfully represented an individual client in defense of a cost recovery action associated with a condemnation matter as part of a large public redevelopment project in Harrison, New Jersey.
- > Successfully represented a company in a toxic tort lawsuit on Long Island and obtained a no-cause verdict for the client.
- > Recovered for a corporate policyholder millions of dollars in defense costs incurred in defense of multiple class action product liability litigations.
- > Successfully tried an insurance coverage case to a policyholder jury verdict in Somerville, New Jersey, and recovered significant unpaid defense costs incurred in defending multiple class action securities lawsuits.

HONORS & AWARDS

- > **Chambers USA: America's Leading Lawyers for Business: (2016-2020)**
Recognized for work in Environmental Law
- > **Rutgers University School of Law**
Visiting Lecturer

NEWS & INSIGHTS

Publications

- > March 31, 2020
"What Actions Should Companies Take to Secure Cyber Insurance Coverage for Losses Related to Cyber Incidents in the COVID-19 Landscape?," *Insurance Recovery Client Alert*
Michael D. Lichtenstein, Jason D. Meyers
- > March 23, 2020
"Will Companies Have Insurance Coverage for Employment Decisions Flowing From COVID-19?," *Insurance Recovery Client Alert*
Michael D. Lichtenstein, Joseph M. Saka, Julie Levinson Werner
- > July 24, 2015

"Watch What You Say to Your Insurance Broker," *Law360*

Michael D. Lichtenstein,

> May 15, 2015

"Killing a Mocking Burd and Other NJ Duty to Defend Issues," *Law360*

Michael D. Lichtenstein, Craig Dashiell

In the Media

> April 13, 2018

Law360 notes **Michael D. Lichtenstein** and **Catherine M. Aiello** as counsel for Cooper Industries LLC in an article discussing Cooper's victory on appeal in a state court insurance coverage action. *(subscription required to access article)*

SPEAKING ENGAGEMENTS

> Speaker, **Insurance Recovery: 60 Days Later: Insurance May Be Your Shelter in Place**, Lowenstein Sandler LLP, Webinar, May 27, 2020

> Panelist, **Strategic Employment & Insurance Responses for Small Business During These Difficult Times**, ACCNJ, April 6, 2020

EDUCATION

> University of Pennsylvania Law School (J.D. 1991), cum laude

> Brandeis University (B.A. 1988), magna cum laude

ADMISSIONS

> New York

> New Jersey

> Connecticut